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PART IV-A

**Rules and Orders (Other than those published in Parts I, I-A, and I-L) made
by the Government of Gujarat under the Central Acts**

FOOD, CIVIL SUPPLIES AND CONSUMER AFFAIRS DEPARTMENT

ORDER

Sachivalaya, Gandhinagar, 24th February, 2022

ESSENTIAL COMMODITIES ACT 1955

No. GTH/2022/05/ECA/102022/166/B:- In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (10 of 1955) read with the Order of the Government of India, Ministry of Consumer Affairs, Food and Public Distribution , No. S.O. 452 (E), dated the 3rd February, 2022, and in suppression of the Government order Food, Civil Supplies and Consumer Affairs Department No. GTH/10/ECA/10/2012/837697/B, dated the 5th April, .2012, the Government of Gujarat hereby makes the following Order, namely:-

1. Short title, extent and commencement.

- (1) This order may be called the Gujarat Edible Oils and Oilseeds (Storage Control) Order, 2022.
- (2) It extends to the whole of the State of Gujarat.
- (3) It shall come into force at once.

2. Definitions.

- (a) “Bulk Consumer” means big chain retailers shops which included his Retail outlets and depots;
- (b) “Dealer” means any person engaged in the business of purchase, movement, sale, supply, distribution or storage for Edible oilseeds and Edible oils, whether as a wholesaler or retailer or producer or processor or manufacturer or importer or exporter and whether or not in conjunction with any other business, and includes his representative or agent;
- (c) “Edible oilseeds and Edible oils” means all kind of edible oilseeds and edible oils consumable by human being;
- (d) “Processor” means person/entity carrying on business of milling or refining or extracting any of the Edible oilseeds or Edible oils;
- (e) “Retailer” means a dealer in any edible oilseeds or edible oils, who is not a wholesaler and sells such commodities to the consumers;
- (f) “Wholesaler” means a dealer in any edible oil seeds or edible oils who sells such commodities to other dealers or to bulk consumers;

3. Restriction on possessing of Edible Oilseeds and Edible Oils.

No Dealer or Retailer or Wholesaler or Bulk Consumer or as the case may be the Processor, whether by himself or by any person on his behalf, shall store or have in his possession at any time any edible oilseeds or edible oils in excess of the quantities specified below. This stock limit shall be in force for a period up to 30th June, 2022.

Table

Sr. No.	Name of Essential Commodity	Retail	Wholesale	Bulk consumers (Big chain retailers shops)		Processor	Remarks
				Retail outlets	Depot		
1	Edible Oil	30 Quintals	500 Quintals	30 Quintals	1000 Quintals	90 days of storage capacity	All Edible Oils taken together
2	Edible Oilseeds	100 Quintals	2000 Quintals	--		90 days production of edible oils, as per daily input production capacity	All Edible Oilseeds taken together

The following exceptions shall also apply:-

- (1) An exporter, being a refiner, miller, extractor, wholesaler or retailer or dealer, having Importer-Exporter Code Number issued by the Director General of Foreign Trade, if such exporter is able to demonstrate that the whole or part of his stock in respect of edible oils and edible oilseeds are meant for exports, to the extent of the stock meant for export.
- (2) An importer, being a refiner, miller, extractor, wholesaler or retailer or dealer, if such importer is able to demonstrate that part of his stock in respect of edible oils and edible oilseeds are sourced from imports.

4. Returns.

- (a) Respective legal entities shall regularly declare the stocks held by them on the portal (<https://evegoils.nic.in/eosp/login>) of Ministry of Consumer Affairs, Food and Public Distribution, Government of India.
- (b) In case, the stocks held by respective legal entities are higher than the prescribed limits then they shall also declare the same on the portal (<https://evegoils.nic.in/eosp/login>) of Ministry of Consumer Affairs, Food and Public Distribution, Government of India and bring it to the prescribed stock limits in this Control Order within 30 days of the issue of the Notification S.O. 452 (E) dated the 3rd February 2022, issued by the Government of India, Ministry of Consumer Affairs, Food and Public Distribution.

5. Order not to apply in certain cases.

Nothing in the order shall apply,-

- (i) to a Corporation or company owned or controlled by the Central Government or a State Government engaged in the production, procurement, sales, purchases or distribution of edible oilseeds / edible oils, or
- (ii) to any Central level or State level co-operative society, engaged in the production, procurement, sales, purchases or distribution of edible oilseeds / edible oils, or
- (iii) to an agriculturist who deals in his own produce of oil seeds but does not engage in the business of purchase, sale or storage for sale of any edible oilseeds not produced by him.

6. Power to exempt.

The State Government may, if it considers it necessary for avoiding any hardship or for any other just and sufficient reason by Order in the *Official Gazette*, exempt any producer or dealer or commission agent from the operation of all or any of the provisions of this Order, either generally or for any specified period subject to such conditions as may be specified in the Order.

7. Power of entry, search, seizure etc.

Any Civil Supplies Officer not below the rank of a Supplies Inspector, any Revenue Officer not below the rank of a Deputy Mamlatdar or any Police Officer not below the rank of a Police Sub-Inspector and any other Officer

authorized by the State Government in this behalf may with a view to securing compliance with this order and to satisfying himself that this Order has been complied with,-

- (i) enter and search any premises, vehicle, vessel or any other conveyance with such assistance as may be necessary;
- (ii) ask any person all necessary question
- (iii) examine any books or documents;
- (iv) search and, so far as may be necessary for the purpose, detain any person and seize-
 - (a) any stock of Edible oilseeds/Edible oils in respect of which he has reason to believe that contravention of any of the provisions of this Order, has been, is being or is about to be committed;
 - (b) any package, covering or receptacle in which such Edible oilseeds/Edible oils is found;
 - (c) any animal, vehicle, vessel or other conveyance used in carrying such Edible oilseeds/Edible oils if he has reason to believe that such animal, vehicle, vessel or other conveyance is liable to be forfeited under the provisions of this order;
 - (d) any books of accounts and documents which in his opinion would be useful for or relevant to, any proceedings under this order.
 - (e) take, or cause to be taken, the weight of measure of all or any of the stocks of Edible oilseeds/Edible oils found in any place;
 - (f) direct by an Order in writing any person who owns or is in possession of any stock of any Edible oilseeds/Edible oils in respect of which he has reason to suspect that a contravention of the provisions of this Order has been, is being or is about to be committed not to remove or dispose of in any manner such stock of Edible oilseeds/Edible oils and package, covering or receptacle, in which such Edible oilseeds/Edible oils is found and any animal, vehicle, vessel or other conveyance used in carrying such Edible oilseeds/Edible oils without further directions from the Officer making such Order:

Provided that the provisions of section 100 of the Code of Criminal procedure 1973 (Act No. 2 of 1974) relating to search and seizure shall apply to search and seizure under this Order.

8. Miscellaneous

Importers who deals in edible oils and/or edible oilseeds shall maintain separate records regarding purchase (import) storage, sale and shall maintain separate stock registers and shall have to keep necessary documents with them to assure the inspection authorities in this regard at the time of inspection and shall have to furnish information to Directorate of Food and Civil Supplies /concerned District Collector.

By order and in the name of Governor of Gujarat,

TUSHAR M. DHOLAKIA,
Additional Secretary to Government.

FOOD, CIVIL SUPPLIES AND CONSUMER AFFAIRS DEPARTMENT

ORDER

Sachivalaya, Gandhinagar, 24th February, 2022

No. GTH/2022/06/ECA/102022/166/B :- The following order issued by the Government of India, Ministry of Consumer Affairs, Food and Public Distribution dated 3rd February 2022 No: S.O. 452 (E) is republished for general information of public.

MINISTRY OF CONSUMER AFFAIRS, FOOD AND PUBLIC DISTRIBUTION

(Department of Consumer Affairs)

ORDER

New Delhi, the 3rd February, 2022

SS.O. 452(E).— In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following order further to amend the Removal of Licensing Requirements, Stock Limits and Movement Restrictions on Specified Foodstuffs Order 2016, namely :-

1. Short Title and Commencement

- 1) This order may be called the Removal of Licensing Requirements, Stock Limits and Movement Restrictions on Specified Foodstuffs (Amendment) Order, 2022.
- 2) It shall come into force with immediate effect.

2. In the Removal of Licensing Requirements, Stock Limits and Movement Restrictions on Specified Foodstuffs Order, 2016, in clause 3, in sub-clause (2), item (iii) and 3 of Order dated 8th October, 2021 shall be replaced with the following :-

“(iii) All Edible Oils and Oilseeds put together for a period up to 30th June, 2022 with following stock limit, for all States/Union Territories

Name of Essential Commodity	Retail	Wholesale	Bulk consumers (Big chain retailers shops)		Processor
			Retail outlets	Depot	
Edible Oil	30 Quintals	500 Quintals	30 Quintals	1000 Quintals	90 days of storage capacity
Edible Oilseeds	100 Quintals	2000 Quintals	--		90 days production of edible oils, as per daily input production capacity

The States of Uttar Pradesh, Karnataka, Himachal Pradesh, Telangana, Rajasthan and Bihar are exempt from the quantities specified in this Control Order.

Further, the following exceptions shall apply:-

- (a) an exporter, being a refiner, miller, extractor, wholesaler or retailer or dealer, having Importer-Exporter Code Number issued by the Director General of Foreign Trade, if such exporter is able to demonstrate that the whole or part of his stock in respect of edible oils and edible oilseeds are meant for exports, to the extent of the stock meant for export.
- (b) an importer, being a refiner, miller, extractor, wholesaler or retailer or dealer, if such importer is able to demonstrate that part of his stock in respect of edible oils and edible oilseeds are sourced from imports.”

3. In case, the stocks held by respective legal entities are higher than the prescribed limits then they shall declare the same on the portal (<https://evegoils.nic.in/eosp/login>) of Department of Food & Public Distribution and bring it to the prescribed stock limits in this Control Order within 30 days of the issue of this notification. In the case of the six (6) States mentioned at para 2(iii) above, the respective legal entities shall follow the stock limits prescribed by the State Administration and declare the same on the above mentioned portal.

[F. No. 06/02/2017-Oils]

PARTHA S. DAS, Jt. Secy

Note : The principal order was published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i), vide number G.S.R. 929(E), dated the 29th September, 2016 and was subsequently amended vide numbers S.O. 3341(E), dated the 27th October, 2016, S.O. 1288(E), dated the 25th April, 2017, S.O. 1600(E), dated the 17th May, 2017, S.O. 2785(E) dated the 25th August, 2017, S.O. 3136(E), dated the 27th September, 2017, S.O. 3397(E), dated the 23rd October, 2017, S.O. 3422(E), dated the 25th October, 2017, S.O. 4079(E), dated the 27th December, 2017 and S.O. 2414(E) dated the 13th June, 2018, S.O. 2826(E), dated the 6th August, 2019, S.O. 3540(E), dated the 29th September, 2019, S.O. 4298(E), dated the 28th November, 2019, S.O. 4341(E), dated the 3rd December, 2019, S.O. 4417(E), dated the 10th December, 2019, S.O. 4471(E), dated the 16th December, 2019, S.O. 901(E), dated the 27th February, 2020 and S.O. 3776(E), dated the 23rd October, 2020, S.O.2674(E) dated 2nd July 2021 & S.O. 2871(E) dated 19th July 2021, S.O.4146(E) dated 8th October, 2021, S.O 5369(E) dated 23rd December, 2021, S.O. 5370(E) dated 23rd December, 2021.

By order and in the name of Governor of Gujarat,

TUSHAR M. DHOLAKIA,
Additional Secretary to Government.

NARMADA, WATER RESOURCES, WATER SUPPLY AND KALPSAR DEPARTMENT
NOTIFICATION

Sachivalaya, Gandhinagar, 23rd February, 2022

CONSTITUTION OF INDIA.

No. GNJ/2022-28/RRM/102010/128295/E3: In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Gujarat hereby makes the following rules further to amend the Superintending Engineer (Mechanical), Class I, in the Gujarat Engineering Services, Recruitment Rules, 2010, namely:-

1. These rules may be called the Superintending Engineer (Mechanical), Class I, Recruitment (Amendment) Rules, 2022.
2. In the Superintending Engineer (Mechanical), Class I, in the Gujarat Engineering Services, Recruitment Rules, 2010 (hereinafter referred to as “the said rules”), in rule 2, in clause (a),
 - (i) for the words, "by promotion of a person having ‘Very Good’ benchmark for being considered fit for promotion as laid down in the", the words "by promotion of a person who possess ‘very good’ benchmark for being considered fit for promotion within the zone of consideration as laid down in the” shall be substituted.
 - (ii) in sub-clause (iii), for the words, “possess a Bachelor’s Degree in Mechanical Engineering”, the words “possess a bachelor’s degree in Engineering (Mechanical)/Technology (Mechanical)” shall be substituted.
 - (iii) in proviso under sub-clause (iii), for the words, “in clause (i)”, wherever they occur the words, “in sub-clause (i)” shall be substituted.
3. In the said rules, rule 2(b), 3, 4, 5, 6, 7 and 9 shall be deleted.
4. In the said rules, in rule 8, for the words, “The candidate appointed either by promotion or by direct selection shall have to undergo such training and to pass such examination as may be prescribed by the Government”, the words “The candidate appointed by promotion shall be required to undergo such training and to pass such examination as may be prescribed by the Government” shall be substituted.

By order and in the name of the Governor of Gujarat,

SHAILESH PARMAR,
Deputy Secretary to Government.

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